IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

MONDAY, THE 26TH NOVEMBER 2007 / 5TH AGRAHAYANA 1929

OP.No. 16406 of 2002(C)

PETITIONER:

MAYA SIVAN PILLAI,U.P.S.A.,HIGHER SECONDARY SCHOOL,THIRUVAMPADY,ALAPPUZHA.

BY ADV. SRI.KURIAN GEORGE KANNAMTHANAM

RESPONDENTS:

1. THE MANAGER,HIGHER SECONDARY SCHOOL, THIRUVAMPADY,ALAPPUZHA.

2. THE ASSISTANT EDUCATIONAL OFFICER, ALAPPUZHA.

3. THE DISTRICT EDUCATIONAL OFFICER, ALAPPUZHA.

Addl.R4. M.N.BHASKARAN NAIR
S/O K.C.PADMANABHA PILLAI
AGED 70 YEARS, RESIDING AT USHAS
PAZHAVEEDU, ALAPPUZHA
(impleaded as per order dated 27.6.03 in CMP 20637/03)

BY ADV. SRI.M.R.RAJENDRAN NAIR
SRI.R.SREERAJ
SRI.M.R.HARIRAJ
SMT.P.RANI DIOTHIMA
SMT.VINEETHA B.
SRI.C.HARIKUMAR
GOVERNMENT PLEADER SMT.SIDHA

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 26/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

O.P.No.16406 of 2002(C)

Order on C.M.P.27806/02 & I.A.548/05

Dismissed.

Sd/-
A.K.BAHSEER, JUDGE

26.11.07

APPENDIX

PETITIONER'S EXHIBITS:

Ext.P1: Copy of proceedings dated 27.3.2002 issued from the Manager, Higher Secondary School, Thiruvampady.

Ext.P2: Copy of Minutes of the General Body dated 26.1.2001.(relevant pages)

Ext.P3: Copy of judgment dated 4.6.2002 in O.P.No.14227 of 2002 R of this Hon'ble court.

Ext.P4: Copy of order No.ET2/39390/04/DPI/D.Dis. dated 22.6.2004 of the Addl. Director of Public Instruction (General), Trivandrum.

// True copy //

P.A. to Judge
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A.K.BASHEER, J.

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O.P.No. 16406 of 2002(C)

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JUDGMENT

Dated, 26th November 2007

A.K.BASHEER, J.

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O.P.No.16406 OF 2002

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Dated this the 26th day of November 2007

JUDGMENT

Learned senior counsel who appears for the petitioner submits that in view of Ext.R1(b) order dated June 5, 2003 nothing may survive in the original petition.

2. In the order referred to above, the District Educational Officer, Alappuzha declined the request of the former manager Sri.M.N.Bhaskaran Nair, who had appointed the petitioner in the school, to approve his unauthorized extended period of managership from October 20, 2000 to June 16, 2002. Learned Senior Counsel points out that petitioner was appointed in May 2002.

In view of the above intervening development, nothing survives in this original petition. More importantly, it is brought to my notice that Ext.R1(b) had not been challenged either by the former manager or by the petitioner. Therefore, this original petition is closed.

(A.K.BASHEER, JUDGE)

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